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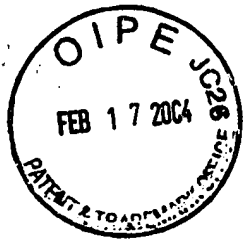
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fallaux et. al.

Serial No.: 10/618,526

Filed: July 11, 2003

For: PACKAGING SYSTEMS FOR
HUMAN RECOMBINANT ADENOVIRUS
TO BE USED IN GENE THERAPY

Confirmation No.: To be assigned

Examiner: To be assigned

Group Art Unit: 1632

Attorney Docket No.: 2578-3833.9US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 12, 2004
Date

Betty Vowles
Signature

Betty Vowles
Name (Type/Print)

**PETITION TO MAKE SPECIAL FOR NEW APPLICATION
UNDER M.P.E.P. § 708.02 IV**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Special Program Examiner for Relevant Group Art Unit (1632)

Sir:

Petition

Applicants petition to make the above-referenced application related to the field of biotechnology, which has not received an action by the Examiner, special.

Serial No.: 10/618,526

Requirements under M.P.E.P. § 708.02 IV

A statement signed by Andrew F. Nilles, an attorney or record of the above-referenced application, indicating that the applicant is 65 years of age or older is transmitted herewith.

Fee

No fee is required for a petition to make application special based on applicant's age under M.P.E.P. § 708.02 IV.

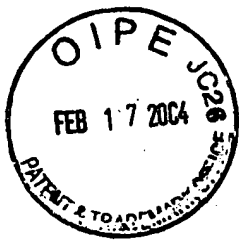
Consideration of this Petition is respectfully requested.

Respectfully submitted,



Andrew F. Nilles
Registration No. 47,825
Attorney for Applicants
TRASKBRITT, PC
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: February 12, 2004
AFN/afn
Document in ProLaw



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Signature

Betty Vowles
Name (Type/Print)

**STATEMENT SUPPORTING PETITION TO MAKE SPECIAL FOR NEW
APPLICATION UNDER M.P.E.P. § 708.02 IV**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Special Program Examiner for relevant group art unit (1632)

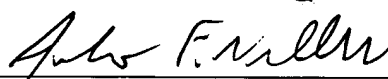
Sir:

I, Andrew F. Nilles, being hereby warned that willfull false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of any patent issuing from the above-referenced patent application, hereby declare:

Serial No.: 10/618,526

I am an attorney of record in the above-referenced patent application; and

I state that upon information and belief, Alex J. Van Der Eb is over 65 years of age for the purpose of filing a Petition to Make Special under M.P.E.P. § 708.02 IV. Therefore, expedited prosecution of the above-referenced patent application is sought. Attached hereto is a copy of Alex J. Van Der Eb's passport indicating his birth date.



Signature of Andrew F. Nilles

February 12, 2004

Date

Document in ProLaw

Enclosure: Copy of Alex J. Van Der Eb's passport

